

FORM PTO-1390 (Modified)
(REV 10-95)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

6599 DEB

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

Not yet known 09/403431

INTERNATIONAL APPLICATION NO.
PCT/CH98/00157INTERNATIONAL FILING DATE
22 April 1998PRIORITY DATE CLAIMED
23 April 1997

TITLE OF INVENTION

PROPELLING DEVICE FOR A PISTON IN A CONTAINER CONTAINING A LIQUID MEDICAMENT

APPLICANT(S) FOR DO/EO/US

Daniel Peter and Beat Kindler

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
- ☒ A copy of the International Search Report (PCT/ISA/210).
- ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
- ☒ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
- ☒ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
- ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 13 to 18 below concern document(s) or information included:

13. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
A **SECOND** or **SUBSEQUENT** preliminary amendment.
16. ☐ A substitute specification.
17. ☐ A change of power of attorney and/or address letter.
18. ☒ Certificate of Mailing by Express Mail
19. ☒ Other items or information:

- a) Copy of published PCT application (WO 98/47552, published 29 October 1998);
- b) Check

U.S. APPLICATION NO. (IF KNOWN, SEE 09/1403451)	INTERNATIONAL APPLICATION NO. PCT/CH98/00157	ATTORNEY'S DOCKET NUMBER 6599 DEB
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20. The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :

- ☒ Search Report has been prepared by the EPO or JPO \$840.00
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.482) \$670.00
- ☐ No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$760.00
- ☐ Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$970.00
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) \$96.00

ENTER APPROPRIATE BASIC FEE AMOUNT =**\$840.00**

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☒ 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).

\$130.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	20 - 20 =	0	x \$18.00
Independent claims	3 - 3 =	0	x \$78.00
Multiple Dependent Claims (check if applicable).			<input type="checkbox"/>

\$0.00**\$0.00****\$0.00****TOTAL OF ABOVE CALCULATIONS =****\$970.00**

Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable).

☐**\$0.00****SUBTOTAL =****\$970.00**

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).

+

\$0.00**TOTAL NATIONAL FEE =****\$970.00**

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).

☐**\$0.00****TOTAL FEES ENCLOSED =****\$970.00**

Amount to be: refunded	\$
charged	\$

☒ A check in the amount of **\$970.00** to cover the above fees is enclosed.

☐ Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **04-1420** A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

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Pillsbury Center South
220 South Sixth Street
Minneapolis, Minnesota 55402-1498

Telephone: 612-340-6317
Facsimile: 612-340-8856

SIGNATURE

David E. Bruhn

NAME

36,762

REGISTRATION NUMBER

DATE

October 22, 1999

The mail stamp of the Patent and Trademark Office on card acknowledges the filing on the date stamped of:

OCT 22 1999

Transmittal of filing under 35 USC 371; Published PCT application; Translation of published PCT application; International Search Report; International preliminary examination report
Translation of replaced p. 1 of specification; Translation of replacement claims 1-15
Preliminary Amendment; Information Disclosure Statement (transmittal, IDS, list of pending apps in duplicate, PTO1449 in duplication, cited references (4 spindles); Certificate of Express Mailing
Check for \$970; Return receipt postcard

EXPRESS MAIL NO.: EL 115 447 733 US

Applicants: Daniel Peter and Beat Kindler

Serial No.: Not yet known

Docket No.: 6599

Due Date:

Initials: DEB/lep

Mailed: 10/22/99

Oppositions-extension of time requested to:

09/403431

520 Rec'd PCT/PTO 22 OCT 1999

Long filing Receipt 1.22.2000
1.22.2001

Tjm

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.1)

Applicant(s): Daniel Peter and Bea [REDACTED] dler

Docket No.

6599 DEB

Serial No.

Not yet known

Filing Date

Herewith

Examiner

NA

Group Art Unit

NA

Invention: PROPELLING DEVICE FOR A PISTON IN A CONTAINER CONTAINING A LIQUID MEDICAMENT

I hereby certify that this Filing Under 35 USC 371, with related documents, Prelim. Amendment, IDS, check
(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on
22 October 1999
(Date)

Brian Ballard

(Typed or Printed Name of Person Mailing Correspondence)



(Signature of Person Mailing Correspondence)

EL11544773US

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.

09/403431

420 Rec'd PCT/PTO 22 OCT 1999

Docket: 6599

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Daniel Peter and Beat Kindler

Serial No.: Not yet known

BEST AVAILABLE COPY

Filing Date: Herewith

Title: Propelling Device for a Piston in a Container Containing a Liquid Medicament

Translation of replacement page 1 of
published PCT application

(PCT/CH98/00157)

09/403431

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**Translation of Replacement Claims 1-15
of PCT Specification**

(PCT/CH98/00157)

09/403431

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(WO 98/47552, published 29 October 1998)

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Applicants: Daniel Peter and Beat Kindler

Serial No.: Not yet known

Filing Date: Herewith

Title: Propelling Device for a Piston in a Container Containing a Liquid Medicament

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International Preliminary Examination Report

**(with Annex, replacement page 1 of specification,
and replacement claims 1-15)**

(PCT/CH98/00157)

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Applicants: Daniel Peter and Beat Kindler

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Filing Date: Herewith

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International Search Report

(PCT/CH98/00157)

09/403431

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Published PCT Application

WO 98/47552 published 29 October 1998

(PCT/CH98/00157)

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Check for \$970; Return receipt postcard

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Oppositions-extension of time requested to:

CHECK DATE

10/ 22/ 99

usbank

Havre, MT 59401

DORSEY & WHITNEY LLP

220 SOUTH SIXTH STREET
MINNEAPOLIS, MINNESOTA 55402

CHECK NO. **807890**

93-455/929

CHECK AMOUNT

\$*****970.00

PAY NINE HUNDRED SEVENTY AND 00/ 100 Dollars

TWO SIGNATURES REQUIRED ON CHECK
OVER \$200,000.00

Be. P. J. J. J.

VOID AFTER SIX MONTHS

TO
THE
ORDER
OF

Commissioner of Patents and
Trademarks

⑈807890⑈ ⑆092904554⑆150080378931⑈

THE FACE OF THIS DOCUMENT CONTAINS A COLORED BACKGROUND THE REVERSE SIDE CONTAINS A WATERMARK - HOLD AT AN ANGLE TO VIEW. ABSENCE OF THESE FEATURES INDICATES A COPY.